

IN THE UNITED STATE DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

ODELIA ABECASSIS, *et al*,  
Plaintiffs,

v.

OSCAR S. WYATT, JR., *et al*,  
Defendants

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Civil Action No. 4:09-cv-03884

**SECOND AMENDED STATEMENT ON SERVICE OF THIRD PARTY COMPLAINT**

COME NOW Defendants and Third Party Plaintiffs Bayoil (USA), Inc., David B. Chalmers, Jr., Oscar S. Wyatt, Jr, and NuCoastal Corporation, and in compliance with this Court's August 5<sup>th</sup> Order (Doc. 418), file this, their Second Amended Statement on Service of Third Party Complaint, and would respectfully show as follows.

Third Party Plaintiffs served a summons and Third-Party Complaint on the following:

Entity Served	Service Date
ABB Elektric Sanayi AS	05/21/2013
ABB Solyvent-Ventec	05/15/2013
AGCO Danmark A/S	05/02/2013
AGCO S.A.	05/24/2013
AstraZeneca AB	04/19/2013
Atlas Copco Airpower N.V.	04/22/2013
Atlas Copco CMT	04/12/2013
AWB Ltd.	05/24/2013
Aesculap AG& Co. KG	05/16/2013
B. Braun Medical S.A.S.	06/21/2013

<b>Entity Served</b>	<b>Service Date</b>
B. Braun Melsungen A.G.	04/19/2013
Buhler Ltd.	02/19/2013
Chevron Corp.	01/15/2013
Dow AgroSciences	05/16/2013
Eli Lilly Export SA	04/18/2013
Flowserve Corp.	01/10/2013
Flowserve Pompes S.A.S.	07/09/2013
Glaxo SmithKline Walls House	05/02/2013
Glaxo Wellcome Export Ltd. (Glaxo SmithKline International Limited (Company No. 02298366) for Glaxo Wellcome Export Ltd.)	05/02/2013
SmithKline Beecham P.L.C. for SmithKline Beecham International	05/02/2013
Ingersoll-Rand Italiana SPA	05/13/2013
Ingersoll-Rand Benelux N.V.	07/02/2013
Ingersoll-Rand World Trade, Ltd.	06/10/2013
Cilag (AG International)	04/18/2013
Janssen Pharmaceuticals	06/03/2013
Liebherr-Export AG	04/17/2013
Liebherr France, SA	05/15/2013
Serono Pharma International	04/16/2013
Merial SAS	05/26/2013
Novo Nordisk	05/13/2013
CG Holdings Belgium N.V. f/k/a Pauwels International	05/30/2013
Railtech International	05/06/2013

<b>Entity Served</b>	<b>Service Date</b>
F. Hoffman-La Roche Ltd.	04/11/2013
Roche Diagnostics GmbH	05/15/2013
Rohm and Haas France S.A.	05/17/2013
Secalt SA	04/16/2013
St. Jude Medical Export GmbH	02/19/2013
Sulzer Pumpen	04/26/2013
Sulzer Turbo Ltd (Markets & Tech)	04/15/2013
David Brown Transmissions France, S.A.	05/15/2013
Renault V.I., currently called Renault Trucks SAS	05/26/2013
Renault Agriculture & Sonalika International	05/17/2013
Vitol, S.A.	04/19/2013

Third-Party Plaintiffs have attempted service on the following entities, but have not yet received proof of service or service returns:

<b>Entity Upon Whom Service Not Completed</b>	<b>Service Notes</b>
NV Organon	Third-Party Plaintiffs attempted to serve this entity through the Hague Convention's procedure for service abroad. The summons and Third-Party Complaint were sent to the local authority in the Netherlands on April 4, 2013, which received the documents on April 9, 2013. Proof of service has yet to be returned.
Aesculap Motric S.A. (now METEC Motric S.A. Medizintechnik)	Third-Party Plaintiffs attempted to serve this entity through the Hague Convention's procedure for service abroad. The summons and Third-Party Complaint were sent to the local authority in Spain on April 4, 2013, which received the documents on April 8, 2013. Proof of service has yet to be returned.

Entity Upon Whom Service Not Completed	Service Notes
Daewoo International Corporation	Third-Party Plaintiffs attempted to serve this entity through the Hague Convention's procedure for service abroad. The summons and Third-Party Complaint were sent to the local authority in Korea on April 5, 2013, which received the documents on April 8, 2013. Proof of service has yet to be returned, but this entity has appeared in these proceedings.
Glaxo Smithkline Egypt SAE	Third-Party Plaintiffs attempted to serve this entity through the Hague Convention's procedure for service abroad. The summons and Third-Party Complaint were sent to the local authority in Egypt on April 3, 2013, which received the documents on April 7, 2013. Service was refused, yet this entity has appeared in these proceedings.
ABG Allgemeine Baumaschinen-GesellschaftmbH	Third-Party Plaintiffs attempted to serve this entity through the Hague Convention's procedure for service abroad. The summons and Third-Party Complaint were sent to the local authority in Germany on April 9, 2013, which received the documents on April 11, 2013. Proof of service has yet to be returned, but this entity has appeared in these proceedings.
Solar Turbines Europe SA	Third-Party Plaintiffs attempted to serve this entity through the Hague Convention's procedure for service abroad. The summons and Third-Party Complaint were sent to the local authority in Belgium on April 3, 2013, which received the documents on April 5, 2013. Proof of service has yet to be returned, but this entity has appeared in these proceedings.

Entity Upon Whom Service Not Completed	Service Notes
Volvo Construction Equipment	Third-Party Plaintiffs have attempted to serve this entity twice. Third-Party Plaintiffs attempted personal service at the entity's location in the United States, but the entity was not served because the address was incorrect. Third-Party Plaintiffs also attempted service through the Hague Convention's procedure for service abroad. On April 5, 2013, the summons and Third-Party Complaint were sent to the local authority in Sweden, which received the documents on April 8, 2013. Proof of service has yet to be returned.
Weir Group PLC	Third-Party Plaintiffs attempted to serve this entity through the Hague Convention's procedure for service abroad. The summons and Third-Party Complaint were sent to the local authority in Scotland on April 1, 2013, which received the documents on April 3, 2013. Proof of service has yet to be returned.

Respectfully submitted,

**SPAGNOLETTI & CO.**

*/s/ David S. Toy*

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and Nucoastal Corporation

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that service of the foregoing was on this date automatically accomplished on all known Filing Users through the Notice of Electronic Filing. Service on any party or counsel who is not a Filing User was accomplished via Email, Facsimile, Certified Mail/RRR or U.S. First Class Mail, in accordance with the Federal Rules of Civil Procedure on this 23<sup>rd</sup> day of September, 2013.

/s/ David S. Toy

David S. Toy